

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

TRUSTEES OF THE NATIONAL,)	
ELEVATOR INDUSTRY PENSION)	
FUND,)	
)	
Plaintiff,)	
v.)	CASE NO. 2:08-cv-162-MEF
)	
DALLAS C. CAVINESS, <i>et al.</i> ,)	
)	
Defendants.)	

ORDER

Upon consideration of the defendants' Motion to Strike Evidence (Doc. #39 filed on August 19, 2008, it is hereby

ORDERED that the plaintiff show cause in writing on or before September 3, 2008 as to why the motion should not be granted.

DONE this the 21st day of August, 2008.

/s/ Mark E. Fuller
CHIEF UNITED STATES DISTRICT JUDGE